

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

JULIE BUENO, DARLENE HOLLINS, and
DAVID BUENO, individually and as
representatives on behalf of a class of similarly
situated persons,

Plaintiffs,

v.

GENERAL ELECTRIC COMPANY, THE
BOARD OF DIRECTORS OF GENERAL
ELECTRIC COMPANY, H. LAWRENCE
CULP, JR., THE GENERAL ELECTRIC
COMPANY PENSION BOARD, THE
COMMITTEE, FIDUCIARY COUNSELORS,
INC., and JOHN DOES 1–5,

Defendants.

Civil Action No. 1:24-cv-00822-GTS-DJS

**FIDUCIARY COUNSELORS INC.’S
NOTICE OF MOTION TO DISMISS
THE AMENDED COMPLAINT**

ORAL ARGUMENT REQUESTED

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law and declarations of Stephen Caflisch, Esq., and William D. Pollak, Esq., the exhibits attached thereto, and all other proceedings had herein, defendant Fiduciary Counselors Inc. (“FCI”), hereby moves this Court for an order dismissing the amended complaint filed by plaintiffs Julie Bueno, Darlene Hollins, and David Bueno (ECF 56), under Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure.

PLEASE TAKE FURTHER NOTICE that FCI respectfully requests the opportunity, at a date and time convenient for the Court, to present oral argument in support of FCI’s motion to dismiss should the Court deem it helpful. FCI respectfully submits that oral argument may be beneficial to the Court in resolving the complex legal issues raised by the amended complaint and the responsive motions to dismiss.

Respectfully submitted this 19th day of February, 2025, by:

/s/ William D. Pollak

William D. Pollak (NDNY Bar No. 705980)

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